



January 11, 2017

Brad Moss
Mark S. Zaid, P.C.
1250 Connecticut Avenue, NW
Suite 200
Washington, DC 20036

Dear Mr. Moss:

This is in response to your U.S. General Services Administration (GSA) Freedom of Information Act (FOIA) request (GSA-2017-000332) submitted on January 10, 2017 in which you requested the following:

“1) Any records memorializing final determinations by GSA staff regarding the binding applicability of 5 U.S.C. § 3110, as well as any other anti-nepotism statutory or regulatory provisions, to the President of the United States; 2) Any records memorializing final determinations by GSA staff addressing circumstances in which the President of the United States can appoint or employ (or advocate for appointment or employment of) a “relative” – as defined in 5 U.S.C. § 3110(a)(3) – for a position (whether formal or informal) within the U.S. Government without violating the anti-nepotism restrictions set forth in 5 U.S.C. § 3110, as well as any other anti-nepotism laws or regulatory provision; 3) Any records memorializing final determinations by GSA staff addressing the extent to which the President of the United States can authorize a “relative” – as defined in 5 U.S.C. § 3110(a)(3) – for access to U.S. Government classified information without 1) Any records memorializing final determinations by GSA staff regarding the binding applicability of 5 U.S.C. § 3110, as well as any other anti-nepotism statutory or regulatory provisions, to the President of the United States; 2) Any records memorializing final determinations by GSA staff addressing circumstances in which the President of the United States can appoint or employ

GSA does not have any responsive records to your request. Please be advised that the Presidential Transition Team (PTT) is a non-GSA/ non-federal entity and therefore not subject to the FOIA. Furthermore, Trump for America, Inc., the Office of the President-Elect and the Office of the Vice President, respectively, are all not subject to the FOIA as these are non-GSA/ non-federal entities as well. In addition, the GSA Staff is not involved in memorializing final determinations of any kind in the selection or decision

making for the President-Elect and his Staff. Thus, we do not have any responsive records to your request.

Since the agency does not have any responsive or releasable records within the scope of your request, this does not constitute a denial of records. You have the right to appeal the adequacy of our search. To do so, you must write within 90 days of your receipt of this letter to:

U.S. General Services Administration
FOIA Requester Service Center (H1F)
1800 F Street, NW, Room 7308
Washington, DC 20405

Your appeal must be in writing and should contain a brief statement of the reasons why you believe GSA should have the requested information. Enclose a copy of your initial request and a copy of this letter. Both the appeal letter and envelope should be marked prominently, "Freedom of Information Act Appeal."

This completes our action on this request. Should you have any press-related questions, please contact Ms. Ashley Nash-Hahn, GSA Press Secretary by email at press@gsa.gov. You may also contact the GSA FOIA Public Liaison, Audrey Brooks, at (202) 205-5912 or by email at audrey.brooks@gsa.gov for any additional assistance and to discuss any aspect of your FOIA request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Travis Lewis

Travis Lewis
FOIA Program Manager